

**TRAFFIC SAFETY BYLAW
BYLAW NO. 618**

BYLAW NO. 618

**A BYLAW OF THE VILLAGE OF BERWYN IN THE
PROVINCE OF ALBERTA, FOR THE PURPOSE OF
TRAFFIC SAFETY AND REGULATING AND CONTROLLING
THE OPERATION OF MOTOR VEHICLES WITHIN THE
VILLAGE OF BERWYN**

WHEREAS,

the Council of the VILLAGE OF BERWYN, pursuant to the terms of the Municipal Government Act, R.S.A. 2000, c. M-26, as amended, and pursuant to the terms of the Traffic Safety Act, R.S.A. 2000, c. T-6, as amended, and its Regulations (collectively, the "Traffic Safety Act"), may make a Bylaw not inconsistent with the Traffic Safety Act on matters for which no provision is made in the Traffic Safety Act for the regulation of Vehicles, pedestrians and animal traffic;

NOW THEREFORE,

the Council for the VILLAGE OF BERWYN, in the Province of Alberta, duly assembled, enacts as follows:

PART 1 – SHORT TITLE

1.1. This Bylaw may be cited as the "Traffic Safety Bylaw".

PART 2 – DEFINITIONS

2.1 For the purposes of this Bylaw, all the definitions of the Traffic Safety Act, R.S.A. 2000, c. T-6, as amended, and regulations there under shall be applicable and have the same meaning except as varied in Subsection 2.2 of this Bylaw.

2.2 In this Bylaw,

- 2.2.1 "Alley" means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land;
- 2.2.2 "Antique Motor Vehicle" means a motor Vehicle that is 25 years of age or older, is owned as a collector's item and is operated solely for use in exhibitions, club activities, parades and other similar functions and is not used for general transportation;
- 2.2.3 "Bicycle" means any cycle propelled by human power upon which a person can ride, regardless of the number of wheels it has;
- 2.2.4 "Boulevard" means the part of a Highway that:
 - a) is not a Roadway, and,
 - b) is that part of the Sidewalk that is not adapted to the use of or ordinarily used by pedestrians.
- 2.2.5 "Bus" means a commercial Vehicle as defined in Part 7 of the Traffic Safety Act.

- 2.2.6 “**CAO**” means the Chief Administrative Officer for the VILLAGE , or a delegate thereof.
- 2.2.7 “**Council**” means the Council of the VILLAGE.
- 2.2.8 “**Crosswalk**” means:
- a) that part of a Roadway at an Intersection included within the connection of the lateral line of the Sidewalks on opposite sides of the Highway measured from the Curb, or
 - b) any part of the Roadway at an intersection or elsewhere distinctly indicated for pedestrian crossings by Traffic Control Devices or by the lines or other markings on the road surface.
- 2.2.9 “**Curb**” means the actual curb, if there is one, and if there is no curb in existence, it shall mean the division of a Highway between the Roadway and the Sidewalk or Boulevard as the case may be.
- 2.2.10 “**Dangerous Goods**” means Dangerous Goods as defined in the Transportation of Dangerous Goods Act, 1992, S.C. 1992, c. 34, as amended, or the Dangerous Goods Transportation and Handling Act, R.S.A. 2000, c. D-4, as amended.
- 2.2.11 “**Designated Manufactured Home**” means a Designated Manufactured Home as defined in the Municipal Government Act.
- 2.2.12 “**Heavy Vehicle**” means a Vehicle, or a Vehicle with a Trailer attached that:
- a) exceeds 12.5 metres (41 feet) in overall length; and
 - b) complies with the Commercial Vehicle Dimension and Weight Regulation, Alta. Reg. 315/2002, as amended, if applicable, and,
 - c) includes a “Bus” as defined by the Traffic Safety Act.
- 2.2.13 “**Manufactured Home Community**” means a Manufactured Home Community as defined in the Municipal Government Act.
- 2.2.14 “**Municipal Government Act**” means the Municipal Government Act, R.S.A. 2000, c. M-26, as amended.
- 2.2.15 “**Off Highway Vehicle**” means a vehicle that is considered to be any type of vehicle which is capable of driving on and off paved or gravel surface. It is generally characterized by having large tires with deep, open treads, a flexible suspension, or even caterpillar tracks. Examples of this are but not limited to quads, ski doo and rangers.
- 2.2.16 “**Park**”, “**Parking**”, or “**Parked**” means to allow a Vehicle, whether occupied or not, to remain stopped in one place;
- 2.2.17 “**Peace Officer**” means a member of the Royal Canadian Mounted Police, a Transportation Officer employed by Alberta Infrastructure, a Forest Officer, a Wildlife Officer, a Community Peace Officer, or a Bylaw Enforcement Officer having jurisdiction within the boundaries of the VILLAGE.
- 2.2.18 “**Playground Zone**” means a portion of a Roadway that is identified as such by a Traffic Control Device.

- 2.2.19 **"Provincial Offences Procedure Act"** means the Provincial Offences Procedure Act, R.S.A. 2000, c. P-34 as amended, and Regulations there under.
- 2.2.20 **"Recreational Vehicle"** means a Vehicle or Trailer that is used or intended for use as a shelter and, without restricting the generality of the foregoing, includes any motor home, holiday trailer, camper, tent trailer and any bus or truck converted for use as a Recreational Vehicle.
- 2.2.21 **"School Zone"** means a portion of a Roadway that is identified as such by a Traffic Control Device or crosswalk.
- 2.2.22 **"Semi-Trailer Truck"** means a Heavy Vehicle used in combination with a Trailer for the hauling of freight.
- 2.2.23 **"Sidewalk"** means that part of a Highway intended for use by pedestrian traffic.
- 2.2.24 **"Traffic Control Device"** shall mean any temporary or permanent sign, signal, marking or device placed, marked or erected for the purpose of regulating, warning or guiding traffic or governing parking, whether or not the sign, signal, marking or device is on public or private property.
- 2.2.25 **"Traffic Safety Act"** means the Traffic Safety Act, R.S.A. 2000, c. T-6, as amended, and Regulations there under.
- 2.2.26 **"Trailer"** means a conveyance designed that it may be attached to or drawn by a Vehicle and intended to transport animals, property, or persons.
- 2.2.27 **"Truck Route"** means a Highway designated as such in Schedule "C".
- 2.2.28 **"VILLAGE"** means the VILLAGE OF BERWYN.
- 2.2.29 **"Violation Tag"** means a tag or similar document issued by the Village pursuant to section 7 of the Municipal Government Act.
- 2.2.30 **"Violation Ticket"** means a ticket issued pursuant to Part 2 or Part 3 of the Provincial Offences Procedure Act, R.S.A. 2000, c. P-34, as amended, and Regulations there under.

PART 3 – OPERATIONAL RESTRICTIONS

MAXIMUM SPEEDS

- 3.1 No person shall operate a Vehicle within the Village at a speed in excess of fifty (50) kilometers per hour or the posted speed limit.

TRUCK ROUTES

- 3.2 No person shall operate a Heavy Vehicle on any Highway not designated under this Bylaw as a Truck Route.
- 3.3 Notwithstanding section 3.2, the following Heavy Vehicles may be operated on a Highway not designated as a Truck Route:
- 3.3.1 Public passenger Vehicles being operated for the purpose of receiving or delivering passengers;
- 3.3.2 Emergency Vehicles being operated in the service of the public interest or during an emergency;

- 3.3.3 Public utility Vehicles being operated for the purpose of installing, servicing, monitoring or repairing public utilities;
- 3.3.4 Village-owned Vehicles being operated in the service of the Village ;
- 3.3.5 Commercial Vehicles delivering or collecting goods, provided that they utilize the most direct route from a Truck Route; and

DANGEROUS GOODS

- 3.4 No person shall operate or Park a Vehicle or Trailer used in conveyance of Dangerous Goods except on designated Highways as set out in Schedule "D" of this Bylaw.
- 3.5 Section 3.11 shall not apply where a Vehicle is obliged to be parked for the purposes of loading or unloading its cargo and is clearly marked with a warning notice identifying the nature of the cargo.

ENGINE RETARDER BRAKES

- 3.6 No person shall use engine retarder brakes within the Village.

COMPLIANCE WITH TRAFFIC CONTROL DEVICES

- 3.7 No person shall operate or park a Vehicle in contravention of a Traffic Control Device erected under the authority of this Bylaw.

PART 4 – PARKING

PARKING WITHIN SPACES

- 4.1 Any person who Parks a Vehicle on a Highway or upon Private Property where parking spaces are marked out for angle or perpendicular parking, shall Park wholly within the marked parking space.

PROHIBITED PARKING

- 4.2 Unless required or permitted by this Bylaw, or the Traffic Safety Act, or by a Traffic Control Device, or if directed by a Peace Officer or other authorized person, no person shall stop or park a Vehicle:
 - 4.2.1 On a Highway adjacent to a Curb or Sidewalk that has been marked by being painted in a solid colour;
 - 4.2.2 On a Sidewalk or Boulevard;
 - 4.2.3 On a Crosswalk or any part of a Crosswalk;
 - 4.2.4 In any driveway designated for use by ambulances or firefighting Vehicles, unless the Vehicle is an Emergency Vehicle;
 - 4.2.5 Where such Vehicle will obstruct or in any way interfere with the use of any doorway intended to be used as a fire or emergency exit from any building, provided that such doorway is marked by a sign authorized by the CAO;

- 4.2.6 Within an intersection, other than immediately next to the Curb in a “T” intersection;
- 4.2.7 At an intersection nearer than five (5) metres (16.4 feet) to the projection the corner line immediately ahead or immediately to the rear except when the Vehicle is parked in a space where a parking meter or other Traffic Control Device indicates that parking is permitted;
- 4.2.8 Within five (5) metres (16.4 feet) upon any approach to any stop or yield sign;
- 4.2.9 Within five (5) metres (16.4 feet) of any fire hydrant or, when the hydrant is not located at the Curb, within five (5) metres (16.4 feet) of the point on the Curb nearest to the hydrant;
- 4.2.10 Within five (5) metres (16.4 feet) of the near side of a Crosswalk;
- 4.2.11 Alongside or opposite any street excavation or obstruction when stopping or Parking would obstruct traffic;
- 4.2.12 At any other place where a Traffic Control Device prohibits stopping or Parking, during such times as stopping or parking is so prohibited;
- 4.2.13 On the roadway side of a Vehicle parked or stopped at the Curb or edge of a Highway;
- 4.2.14 In such a manner as to obstruct access to a garage, private road or driveway;
- 4.2.15 At any angle to the Curb in a cul-de-sac unless that Vehicle is parked in such a manner so as not to interfere with the free flow of traffic in the cul-de-sac;
- 4.2.16 In an Alley, unless the Vehicle is a Commercial Vehicle engaged in the loading or unloading of Goods or passengers.
- 4.2.17 In such a manner that may obstruct the safe movement of traffic and Pedestrians using the Roadway.
- 4.2.18 No person shall park a motor Vehicle at any location requiring a parking permit without first obtaining a permit to park at that location.
- 4.2.19 No person shall park a motor Vehicle in excess of 12.5m in a residential area, unless in the process of delivering or picking up goods.
- 4.2.20 No person shall park a motor Vehicle in excess of 12.5m in a private driveway in a residential area unless the Vehicle is in the process of picking up or delivering goods.

TIME LIMIT PARKING

- 4.3 Where no Traffic Control Device creates a specific time limit for Parking, no person shall Park a Vehicle for a time period in excess of 72 hours.
- 4.4 Where a Vehicle that has been the subject of a Violation Tag or Violation Ticket issued for a contravention of section 4.3 remains Parked beyond a subsequent expiration of the time limit indicated on the Traffic Control Device, this shall be deemed to constitute a second or subsequent contravention of section 4.3, for which a new Violation Tag or Violation Ticket may be issued.
- 4.5 Where a Vehicle that has been the subject of a Violation Tag or Violation Ticket issued for a contravention of section 4.4 remains Parked beyond a subsequent 72 hour time period, this shall be deemed to constitute a second or subsequent contravention of section 4.4, for which a new Violation Tag or Violation Ticket may be issued.
- 4.6 Sections 4.3 and 4.4 shall not apply where the CAO has provided a written exemption.

PARKING RESERVED FOR DISABLED PERSONS

- 4.7 No person shall Park a Vehicle in a parking stall reserved for disabled persons, unless the Vehicle displays a license plate or portable placard issued by the Province of Alberta, or other Canadian or United States jurisdiction, bearing the universal disabled parking symbol

PARKING HEAVY VEHICLES

- 4.8 No person may Park a Heavy Vehicle on a residential street, except:
- 4.8.1 Recreational Vehicles
 - 4.8.2 Commercial Vehicles, while loading or unloading Goods;
 - 4.8.3 Construction equipment being used during construction or improvement of property, provided that the equipment is parked adjacent to the property where the work is being done; or
- 4.9 The following Heavy Vehicles are permitted to park on personal or private property in a residential area as follows:
- 4.9.1 School buses;
 - 4.9.2 Tandem axle body job trucks and highway tractors;
 - 4.9.2.1 not exceeding 11000 kg,
 - 4.9.2.2 unladen of trailer or wagon

PARKING ON A HIGHWAY

- 4.10 When Parking on a Highway, a Driver shall Park their Vehicle with the sides parallel to the Curb edge of the Highway, and:
- 4.10.1 With the right hand wheel thereof not more than 50 centimetres (19.7 inches) from the right hand Curb or edge of the Highway;
 - 4.10.2 In the case of a one-way Highway where Parking on either side is permitted, the wheels closest to the Curb edge of the Highway shall not be more than 50 centimetres (19.7 inches) from the Curb or edge and the Vehicle shall be facing the direction of travel authorized for that Highway; and
 - 4.10.3 This section does not apply where angle parking is permitted or required.

PARKING IN RECREATION AREAS

- 4.11 No person shall Park or drive any Vehicle upon any land owned by the Village and which the Village uses or permits to be used as a playground, recreation area, utility or public park, buffer strip, land held for resale, or reserve land unless permission has been obtained in writing from the CAO.

VILLAGE EMPLOYEE PARKING

- 4.12 No person shall Park a Vehicle in any parking space upon property owned or controlled by the Village where such space has been allocated or reserved for a Vehicle operated by a Village employee.

PROHIBITED PARKING AREAS

- 4.13 The CAO is authorized to designate those portions of Highways upon which Parking is prohibited and, if applicable, the hour during which Parking is prohibited.
- 4.14 No person shall Park a Vehicle on a portion of a Highway upon which Parking is prohibited pursuant to section 4.12.

HIGHWAY MAINTENANCE

- 4.15 The CAO may cause "No Parking" signs to be placed on or near a Highway for maintenance or construction purposes.
- 4.16 The owner of a Vehicle which remains Parked in an area where parking has been prohibited pursuant to section 4.14 for a period of 12 hours subsequent the placement of the appropriate signs shall be in contravention of this section.

TRAILERS

- 4.17 No person shall park any Trailer on a Highway unless the Trailer is attached to a Vehicle by which it may be propelled or drawn. When so attached, the Trailer will be deemed to be part of the Vehicle it is attached to for the purposes of this Bylaw.
- 4.18 No person shall use or permit any other person to use or occupy a Designated Manufactured Home or Recreational Vehicle as a shelter while situated upon a Highway or public property, unless such property has been designated for use as a trailer court or a Manufactured Home Community.

VEHICLES ON JACKS

- 4.19 No person shall leave a Vehicle unattended on a Highway if the Vehicle has been placed on a jack or similar device and;
- 4.19.1 One or more of the wheels have been removed from the Vehicle; or
- 4.19.2 Part of the Vehicle is raised.

SERVICING

- 4.20 No person in control of a garage, service station, radio shop or other premises where repairs or installations are made on Vehicles for compensation shall leave or cause or permit to be left on any Highway a Vehicle which is left in their possession for the carrying out of repairs or for any other purpose.

CHALKING TIRES

- 4.21 In order to determine the time period over which a Vehicle has been parked in a location, a Peace Officer may place an erasable chalk mark on the tread face of the tire of a parked Vehicle.

PART 5 – USE OF STREETS AND PUBLIC PLACES

LITTERING

- 5.1 No person shall place; permit to be placed, or throw any litter, refuse, substance or thing of any kind, including cement from construction sites, on any Highway or Public Place.

UNAUTHORIZED SIGNS

- 5.2 No person shall, without proper authority or permit, place a sign, notice or other object upon a Highway or upon abutting public lands.

VEHICLE FLUIDS

- 5.3 No person shall drain lubricating oils or any fluids associated with the operation of a Vehicle upon a Highway.

EXTENSION CORDS

- 5.4 No person shall place, or permit to be placed, an electrical extension cord across a Sidewalk, Boulevard or driveway in a manner which, in the opinion of the CAO or a Peace Officer, may pose a hazard to persons or property.

FIRES

- 5.5 No person shall pass beyond a point designated by a Peace Officer or a member of the Fire Department near the location of a fire.
- 5.6 No person shall drive a Vehicle over any fire hose unless directed to do so by a Peace Officer or a member of the Fire Department near the location of a fire.

STREET AUCTIONS

- 5.7 No person shall sell any article or thing whatsoever upon any Highway without written permission of the CAO.

SIDEWALK OBSTRUCTIONS

- 5.8 No person shall place any goods, wares, merchandise, or any other articles upon a Highway, outside of a shop, warehouse, or building so as to obstruct Pedestrian or vehicular traffic.
- 5.9 Notwithstanding section 5.8, goods, wares, merchandise, or other articles may be placed on a sidewalk portion of a Highway outside of a shop, warehouse, or building for the minimal amount of time necessary to facilitate the delivery or taking in of those items.
- 5.10 Notwithstanding sections 5.8 and 5.9, portable merchant displays may be placed on the sidewalk portion of a Highway in a manner that does not interfere with the view or movement of pedestrian or vehicular traffic or traffic control devices.

PEDESTRIANS

- 5.11 No person shall stand in a group of three (3) or more persons or so near to each other on any Highway as to obstruct the entrance to a building or to prevent or interfere with the free movement of other persons using that Highway.
- 5.12 No person shall position himself on a Highway in such a manner as to prevent or interfere with the free movement of vehicular traffic upon the Highway.
- 5.13 Where a Peace Officer has reasonable grounds to determine that a person is in contravention of section 5.11 or section 5.12, that Peace Officer may direct that person to disperse immediately and any person receiving such a direction from a Peace Officer that fails to immediately comply with that direction shall be guilty of an offence.

HITCHHIKING

- 5.14 No person shall stand upon or walk along a Highway for the purpose of soliciting a ride from the Driver of any Vehicle.

PART 6 – OFF HIGHWAY VEHICLES

- 6.1 A person may apply for written permission from the Chief Administrative Officer to operate an off highway Vehicle or all-terrain Vehicle in a public place or on a highway with in the Village limits if the person holds a valid license to operate highway Vehicles or all-terrain Vehicles in the Village of Berwyn; or for special events such as parades.
- 6.2 A person may operate an off highway Vehicle or all-terrain Vehicle in a public place or on a highway within the Village limits for the sole purpose of clearing snow from private driveways and lanes.
- 6.3 Any person whom contravenes the written authorization as set out in 6.2 is subject to prosecution pursuant to the provisions set out in the Traffic Safety Act and regulations or Village of Berwyn Bylaw.

PART 7 - MISCELLANEOUS**HAND BILLS**

- 7.1 No person shall, in any public place, place or cause to be placed any hand bill or other advertising material on or in a Vehicle without the permission of the owner or the person in charge of the Vehicle.

STREET FURNITURE AND DEVICES

- 7.2 No person shall climb upon or interfere with any street furniture, utility system or public work of the Village, including but not limited to Traffic Control Devices, park benches and trees.

DAMAGE TO TRAFFIC CONTROL DEVICES

- 7.3 No person shall remove, knock down, deface, alter, damage, or destroy a Traffic Control Device.
- 7.4 No person shall place or attach any item or advertisement on a traffic control device.

OBSTRUCTING TRAFFIC CONTROL DEVICES

- 7.5 No person shall erect, build, or allow the growth of trees, shrubs or any other object that overhangs a Highway or public place, obstructs the visibility of a Traffic Control Device, interferes with sightlines or may cause obstruction, damage or injury to Vehicles or Pedestrians.

DAMAGE TO HIGHWAYS AND PUBLIC PLACES

- 7.6 No person shall deface or damage a Highway or other public place within the Village.

BICYCLES

- 7.7 No person shall ride a Bicycle on any Sidewalk within the Village, unless such Bicycle has a wheel diameter of less than 50 centimeters.

UNSAFE DEVICES

- 7.8 No person shall ride, coast or propel any cart, sled, toboggan, skis, ice skates, roller skates, roller blades, skateboard or any other similar device in any manner so as to interfere with the safety of other persons or in any manner that otherwise interferes with another person's use of a Sidewalk, Highway or Boulevard.

SEIZURE AND STORAGE

- 7.7 A Peace Officer may seize any bicycle, skateboard or other device that is operated, used, parked or left in contravention of this Bylaw and impounds such device for a period not exceeding 30 days.
- 7.8 Any bicycle, skateboard or other device impounded pursuant to section 7.7 may be redeemed by its owner at the end of the impound period upon payment to the Village of a storage fee in the amount set out in Schedule "B" of this Bylaw. The storage fee shall not apply where the bicycle, skateboard or similar device was stolen at the time of its seizure.
- 7.9 Any bicycle, skateboard or other device that has been impounded pursuant to section 7.7 and has not been redeemed by its owner within 30 days of the expiration of the period of impoundment may be disposed of in accordance with section 610 of the Municipal Government Act.

PART 8 – AUTHORITY OF MUNICIPAL OFFICIALS**AUTHORITY OF THE CAO**

- 8.1 The CAO is hereby authorized to:
- 8.1.1 Prescribe the location and placement of any Traffic Control Device in the VILLAGE and keep or cause to be kept a record of such locations and placements and such records shall be available to the public for inspection during normal business hours;
 - 8.1.2 Designate Crosswalks upon any Highway, and may cause them to be marked with signs or lines painted on the surface of the Highway;
 - 8.1.3 Designate any Highway intersection or other place on a Highway as a place at which no left hand turn, or no right hand turn, or both, shall be made, and cause the place to be signed, barricaded or otherwise restricted;
 - 8.1.4 Designate any intersection or place on a Highway, including a place where a railway right-of-way crosses a Highway, as a place where U-turns are prohibited and cause the place to be marked with signs prohibiting U-turns;
 - 8.1.5 Designate any area as one in which Parking privileges are temporarily suspended in whole or in part to traffic and cause the area to be marked with Traffic Control Devices;
 - 8.1.6 Designate any Roadway as one to be divided into traffic lanes of such number as is considered proper and cause such lanes to be marked with solid and/or broken lines painted on the surface of the Roadway;
 - 8.1.7 Designate School Zones and Playground Zones and cause such zones to be marked by the appropriate Traffic Control Devices;
 - 8.1.8 Designate any Boulevard upon which parking is permitted and cause Traffic Control Devices permitting such parking to be erected;
 - 8.1.9 Determine the format of Violation Tags, Violation Tickets and other notices and forms required to administer this Bylaw;
 - 8.1.10 When Council has approved of any Highway or part of a Highway being designated for one-way traffic, cause that Highway or part thereof to be marked with appropriate Traffic Control Devices; and
 - 8.1.11 Cause moveable signs to be placed on or near a Highway.

AUTHORITY OF PEACE OFFICERS**TOWING**

- 8.2 A Peace Officer may remove and impound, or cause to be removed and impounded, any Vehicle parked on a Highway in contravention of any provision of this Bylaw or when the Vehicle is interfering with snow removal or other public works being carried on by the Village.
- 8.3 Any Vehicle impounded pursuant to Section 8.2 may be released to its owner or his agent upon payment of any costs imposed for towing and/or storage.

PART 9 - VIOLATION TAGS

- 9.1 A Peace Officer is hereby authorized and empowered to issue a Violation Tag to any person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 9.2 A Violation Tag shall be deemed to be sufficiently served if:
- 9.2.1 Served personally to the accused;
 - 9.2.2 Mailed to the address of the registered owner of the Vehicle concerned, or the person concerned; or
 - 9.2.3 Attached to or left upon the Vehicle with respect of which the offence is alleged to have committed.
- 9.3 The Violation Tag shall state:
- 9.3.1 the name of the person, if known;
 - 9.3.2 the offence;
- 9.4 Where a contravention of this Bylaw is of a continuing nature, further Violation Tags may be issued by a Peace Officer, provided that no more than one Violation Tag shall be issued for each day that the contravention continues.
- 9.5 Where a Violation Tag is issued pursuant to this Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offences, pay to the Village the penalty specified in the Violation Tag.

VIOLATION TAGS

- 9.6 If the penalty specified on a Violation Tag is not paid within the prescribed time period then a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part 2 or Part 3 of the Provincial Offences Procedure Act.
- 9.7 Notwithstanding Section 9.1 of this Bylaw, a Peace Officer may immediately issue a Violation Ticket to any person whom the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 9.8 A Violation Ticket issued with respect to a violation of this Bylaw shall be served upon the person responsible for the contravention in accordance with the *Provincial Offences Procedure Act*.
- 9.9 The person to whom the Violation Ticket has been issued may plead guilty by making a voluntary payment in respect of the summons by delivering to the Provincial Court, on or before the initial appearance date, the Violation Ticket together with an amount equal to the specified penalty for the offence as provided within Schedule "A" of this Bylaw.
- 9.10 When a clerk records in the Court records the receipt of a voluntary payment pursuant to Section 9.91 of this Bylaw and the *Provincial Offences Procedure Act*, the act of recording receipt of that payment constitutes acceptance of the guilty plea and also constitutes the conviction and the imposition of a fine in the amount of the specified penalty.

PART 10 – PENALTIES

SPECIFIED PENALTIES

10.1 A person who contravenes any section of this Bylaw is guilty of an offence and shall be liable, upon summary conviction, to the penalty specified in Schedule "A" of this Bylaw for the corresponding contravention.

GENERAL PENALTY

10.2 If no specific penalty is set out for the relevant contravention in Schedule "A", the person shall be liable, upon summary conviction, to a fine of not less than fifty (\$50.00) dollars and not more than five thousand (\$5000.00) dollars.

PART 11 – GENERAL

SEVERABILITY

11.1 Should any provision of this Bylaw be invalid, then such provision shall be severed and the remaining Bylaw shall be maintained.

11.2 Bylaw 485 and Bylaw 486 are hereby repealed upon third and final reading of this bylaw.

BYLAW SCHEDULES

11.3 Schedules "A" and "B" attached hereto shall form part of this Bylaw.

EFFECTIVE DATE

11.4 This Bylaw shall come into force and effect upon receiving third and final reading.

RECEIVED FIRST READING THIS
DAY OF MARCH, 2015 A.D.,
IN THE VILLAGE OF BERWYN
IN THE PROVINCE OF ALBERTA


(MAYOR)

(CAO)

RECEIVED SECOND READING THIS
DAY OF MARCH, 2015 A.D.,
IN THE VILLAGE OF BERWYN
IN THE PROVINCE OF ALBERTA


(MAYOR)

(CAO)

RECEIVED THRID AND FINAL READING
THIS DAY OF MARCH, 2015 A.D.,
IN THE VILLAGE OF BERWYN
IN THE PROVINCE OF ALBERTA


(MAYOR)

(CAO)

SCHEDULE “A”**Penalties**

Section	Infraction	Penalty
Part 3	Operating Restrictions - All Sections	\$50.00
Part 4 (excepting section 4.8)	Parking – All Sections except 4.8	\$50.00
Section 4.8	Disabled Parking Violation	\$150.00
Part 5	Use of Streets and Public Places - All Sections	\$100.00
Part 6	All Sections	\$50.00
Part 7 (excepting Section 7.8)	All Section except 7.8	\$50.00

SCHEDULE "B"

Fees

Section	Description	Fee
Section 7.8	Storage Fee for impounded bicycle, skateboard or similar device	\$10.00